

DIST/OFFICE	DOCKET YR.	NUMBER	FILING DATE MO. DAY YEAR	J	N/S	O	R	H 23	\$	DEMAND OTHER	JUDGE NUMBER	JURY DEM.	DOCKET YR.	NUMBER
1085/4	76	0555	11 02 76	3	440	1				150	8510	D	76	0555-C

PLAINTIFFS

DEFENDANTS

ARLEN J. LOWRANCE

R. McLAUGHLIN, J. BRYANT, and
THE CITY OF TULSA, Tulsa, Oklahoma

CAUSE

T 28 USC 1343(3) as authorized by T 42 USC 1983; to redress deprivation under color of state law, etc., privileges & immunities secured by due process & equal protection clauses of 14th Amendment to U. S. Constitution.

ATTORNEYS

P. Thomas Thornbrugh
1201 Mid-Continent Bldg.
Tulsa, OK 74103 ~~583-5896~~
582-6131

Frank M. Hagedorn
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Harry A. Lentz, Jr. (McLaughlin)
WORKS & LENTZ
Suite 101 - Two Hundred One Bldg.
201 West 5th
Tulsa, Oklahoma 74103 582-3191

Tom R. Gann (J. Bryant)
Civic Center
Tulsa 74103 581-5201

☐ CHECK
HERE
IF CASE WAS
FILED IN
FORMA
PAUPERIS

FILING FEES PAID

DATE

RECEIPT NUMBER

C.D. NUMBER

STATISTICAL CARDS

CARD DATE MAILED
JS-5 12-01-76
JS-6 2-1-78

DATE 1976	NR.	PROCEEDINGS
11-2	1.	Complaint, filed. Summons issued.k
11-9	--	Summons, ret & Filed: Served J. Bryant by serving Lois Bryant (wife) on 11-5-76 at Tulsa, OK; Served R. McLaughlin on 11-5-76 at Tulsa, OK; Served City of Tulsa on 11-5-76 at Tulsa, OK. (USM \$10.92)ph
11-11	2.	Pltf's Notice of Dismissal, filed & entered, as to def. City of Tulsa only. s
11-19	3.	Appli. of deft. R. McLaughlin for additional 15 days within which to plead or answer, filed. lm
11-19	4.	Order, filed, granting deft. R. McLaughlin until 12/15/76 to plead or ans., filed. (JCS-Clk)lm cps mld by atty.
11-26	5.	Applic. for ext. of time of deft. J. Bryant to ans., w/order granting deft. Bryant until 12-10-76 to ans. (JCS-Clk)hm
12-10	6.	Ans. of deft. J. Bryant w/DEMAND FOR JURY TRIAL DEMANDED, filed. ph
12-10	7.	Appl. of deft. R. McLaughlin for addit. time to plead or ans, filed.ph
12-13	8.	Order, filed, granting deft. R. McLaughlin until 12-25-76 to ans. (HDC-J)ph cps mld
12-27	9.	Deft. R. McLaughlin's motion to make more definite statement w/brief, filed. ph
12-27	MO:	It is ordered by the Court that the pltf. file a resp. brief within 10 days to the Motion to make more definite statement of deft. R. McLaughlin. (HDC-J)ph cps mld
<u>1977</u>		
1-7	10.	Pltf's appl. for ext. of time to file resp. to deft. McLaughlin's Motion to make more definite statement, filed. ph (O to J)
1-7	11.	Order, filed, granting pltf. an addit. 20 days from 1-7-77 to resp. to deft. R. McLaughlin's motion to make more definite statement. (HDC-J)ph cps mld
1-25	12.	Pltf's appl. for ext. of time to file resp. to deft. McLaughlin's Motion to make more definite statement, filed. ph
1-25	13.	Order, filed, granting pltf. an addit. 20 days from 1-27-77 to file resp. to deft's R. McLaughlin, Motion to make more definite statement. (HDC-J)ph cps mld
2-17	14.	Pltf's mo/leave to file amended complaint, filed. hm
2-17	MO:	Deft. McLaughlin directed to file response within 10 days to the pltf's mo/leave to file amended complaint. (HDC-J)hm
2-28	15.	Response to pltf's mo/leave to file amended complaint, filed. hm
2-28	16.	Order granting pltf. leave to file amended complaint, filed. (HDC-J)hm (copies mailed)
2-28	17.	Amended complaint, filed. hm
2-28	MO:	Upon advice of deft. counsel, Mr. Lentz, the motion to make more definite statement is now moot. (HDC-J)hm (letter written)
3-10	18.	Deft. McLaughlin's appl. for ext. of time to file resp. to amended complaint, filed. ph (O to J)
3-14	19.	Order, filed, granting deft. McLaughlin 20 days from 3-10-77 to ans. amended complaint. (HDC-J)ph cps mld
4-1	20.	Deft. R. McLaughlin's Motion to Strike and Make more Definite w/briefs, filed. ph
4-1	MO:	It is ordered by the Court that thepltf. file a resp. brief within 10 days to the deft. R. McLaughlin's Motion to Strike and Make more Definite. (HDC-J)ph cps mld

CIVIL DOCKET CONTINUATION SHEET

PLAINTIFF		DEFENDANT	DOCKET NO. <u>76-C-555</u>
ARLEN J. LOWRANCE		R. McLAUGHLIN, et al	PAGE <u>3</u> OF <u>2</u> PAGES
DATE	NR.	PROCEEDINGS	
<u>1977</u>			
4-11	21.	Pltf's brief in resp. to def't's motion to strike and make more definite and certain, filed. ph	
6-7	22	Order, fld. overruling Deft. McLaughlin mot. to strike & mot. to make more definite statement. (HDC-J) cps mld. ho	
6-16	23	Deft. McLaughlin appl. for ext. of time to file responsive pleading to Pltf. amended compl. fld. ho 0 to J.	
6-17	24.	Order, filed, granting def't. McLaughlin until 7-7-77 to plead or answer pltf's amended compl. (HDC-J)k cps mld	
7-6	25.	Ans. of def't. R. McLaughlin to the amended complaint, filed. ph	
7-13	MO:	Case set for pre-trial hearing on 10-4-77 at 10:00 a.m. (HDC-J)ph notices mld	
7-14	MO:	Case set for N/J trial 11-21-77 at 9:30 a.m.; trial briefs & sugg. F/F & C/L due 11-7-77. (HDC-J)hm (notices mailed)	
7-18	MO:	It is ordered by the Court that the above case is hereby stricken from the N/J trial of 11-21-77, to be reset for Jury Trial at a later date. (HDC-J)ph parties called, and letter written	
7-25	MO:	Case set for jury trial 12-12-77 at 9:30 a.m.; trial briefs, req. instr. & req. voir dire due 12-1-77. (HDC-J)hm (notices mailed)	
9-23	MO:	Case stricken from PT docket of 10-4-77 and reset for 10-21-77 at 10:00 a.m.; disc. to be complete by 10-3 & PT memo or order to be filed by 10-21-77. (HDC-J)hm	
9-26	26.	Joint applic. and stip. for continuance, filed. hm	
9-26	27	Order, fld. granting parties a continuance of PT conference, case is stricken from the PT docket of 10-21-77 & continued to the next PT docket. (HDC-J) cps mld. ho	
9-26	MO:	Case set for PT hrg. 11-11-77 at 10:00 a.m.; discovery to be complete by 11-1-77; PT memo or order to be filed by 11-7-77. (HDC-J)hm (notices mailed)	
10-28	28.	Deft. J. Bryant's Proposed Pretrial order, filed. ph	
10-28	29.	Motion of def't J. Bryant to separate or sever, filed. w/brief. ph	
10-31	MO:	Ordered by the Court that the pltf. file a resp. brief within 10 days to Def't. J. Bryant's motion to separate or sever, (HDC-J)ph	
11-7	30.	Resp. of def't. R. McLaughlin to mo/separate or sever, filed.	
11-7	31.	Brief of def't. R. McLaughlin in support of resp. to mo/separate or sever, filed. ph	
11-7	32.	Deft. R. McLaughlin's proposed PT order, filed. ph	
11-9	33.	Pltf. proposed pre-trial order, filed. rm	
11-10	34.	Pltf. brief in response to def't. Bryant's mo/separate & sever, filed. rm	
11-11	MO:	Pre-trial hearing held. Statements made. Pltfs. state they do not desire to pursue 2nd cause of action; one cause of action remaining is 1983 claim. Def't. Byant's orig. ans. is applicable also to amended complaint. Parties to file trial briefs, etc. by 12-1 & addit. briefs on admissibility of records of internal affairs. Case heretofore set for jury trial 12-12-77. Pltf. to file agreed-to PTO within 10 days. Suppl. conference set 12-9-77 at a time to be set. (HDC-J)hm	

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CIVIL DOCKET CONTINUATION SHEET

PLAINTIFF		DEFENDANT	DOCKET NO. <u>76-C-555</u>
ARLEN J. LOWRANCE		R. McLAUGHLIN, J. BRYANT	PAGE <u>4</u> OF <u>2</u> PAGES
DATE	NR.	PROCEEDINGS	
11-15-77	MO:	Case set for PT hearing on 12-9-77 at 1:30 p.m. (HDC-J)ph notices mld	
11-16	--	Deposition of Arlen J. Lowrance taken on 1-20-77, filed. (E.E. Rutherford-CSR)ph (\$196.50 pd by deft.)	
11-28	35.	Pre-trial Order, filed. (HDC-J)k cps mld	
12-2	36.	Deft. McLaughlin's trial brief, filed. rm	
12-2	37.	Trial Brief of Pltf., fld. v	
12-6	38.	Deft. Bryant's trial brief, filed. hm	
12-8	---	Deposition of Robert Michael McLaughlin, on behalf of pltf., taken 9/15/77 in Tulsa, filed.(Dori Cutchall-LSR)rm	
12-8	---	Deposition of Jimmy R. Bryant, on behalf of pltf., taken 9/13/77 in Tulsa, filed. (Dori Cutchall-LSR)rm	
12-9	39.	Deft. Bryant's req. voir dire instructions, filed. rm	
12-9	40.	Deft. Bryant's req. instructions, filed. rm	
12-9	MO:	Pre-trial hrg. held. Statements made. Deft. Bryant's mo/separate or sever denied w/right to renew. Parties state case will not settle. Case to be tried to a jury 12-12-77. (HDC-J)hm	
12-9	41.	Pltf's requested voir dire, filed. hm	
12-9	42.	Deft. R. McLaughlin's requested voir dire, number one, filed. ph	
12-9	43.	Deft. R. McLaughlin's requested Jury instructions, number one, filed. ph	
12-12	--	Subpoena, ret & filed: Served Jack Morgan, City Prosecutor on 12-7-77 at Tulsa, OK; Served Major Jim Camp on 12-7-77 at Tulsa, OK; Served Lieutenant Gordon Thompson at Tulsa, OK on 12-7-77; Served Lieutenant Jack Hill at Tulsa, OK on 12-7-77; Served Deputy Chief Harry Stege at Tulsa, OK on 12-7-77; Served Police Commsr Mike Kerpan at Tulsa, OK on 12-7-77; Served Police Chief Jack Purdie at Tulsa, OK on 12-7-77; Served Mrs. Ron Ford at Tulsa, OK on 12-8-77; Served Ron Ford at Tulsa, OK on 12-8-77; Served George Moore at Tulsa, OK on 12-9-77. (USM \$22.64)ph	
12-12	43A.	Pltf's requested jury instructions, filed in open court. hm	
12-14	MO:	Jury trial held Dec. 12,13&14. Jury empaneled, admonished & sworn. Rule invoked. Opening statements made. Pltf. presents case in chief w/test. of witnesses, introduction of exhibits & rests. (Pltf's witness Harry Stege testifies out of hearing of jury). Deft. Bryant renewed motion for separation & severance and mo/judgment denied; deft. McLaughlin's mo/judgment denied. Defts. present case in chief w/test. of witnesses, introduction of exhibits & rest. Parties rest. Closing arguments made. Court instructs the jury. Bailiff sworn. Jury retires to deliberate at 11:45 a.m./Alternate juror excused & discharged. (12:30 p.m.) Jury taken to lunch at govt. expense & returns & continues deliberations at 1:05 p.m. (3:10 p.m.) Court in session. All parties & counsel present, without the jury. Court reads 3 questions from jury. Jury brought into Courtroom. Court declines to ans. any of the 3 questions. Jury retires to cont. deliberating at 3:18 p.m. (4:47 p.m.) Jury returns w/verdict. Court directs jury to return w/ properly completed verdicts. (4:56 p.m. 12-14-77) Jury returns w/ verdicts finding for the pltf. in the amt. of \$8,000 against each	

CIVIL DOCKET CONTINUATION SHEET

PLAINTIFF	DEFENDANT	DOCKET NO. <u>76-C-555-C</u>
		PAGE ____ OF ____ PAGES

DATE	NR.	PROCEEDINGS
		deft. Pltf. Verdicts ordered received, read & filed in open court. Pltf. directed to prepare final order. Jury discharged. (HDC-J)hm
12-14	44.	Question from the jury foreman, filed in open court. hm
12-14	45.	Instructions to the jury, filed in open court. (HDC-J)hm
12-14	46.	Verdict, filed in open court, finding for the pltf. against the deft. Bryant in amt. of \$8,000. hm
12-14	47.	Verdict, filed in open court, finding for the pltf. against the deft. McLaughlin in amt. of \$8,000. hm
12-14		Trial exhibits, filed. (with file)hm
<u>1978</u>		
1-11	48.	Release and satisfaction of judgment, filed, <i>as to deft. McLaughlin.</i> ph
1-12	49.	Judgment on jury verdict, filed and entered, that pltf. Arlen J. Lowrance, recover of deft. Robert McLaughlin \$3,000 nominal damages and \$5,000 punitive damages w/int; further that pltf. recover from deft. J. Bryant \$3,000 as nominal damages and \$5,000 punitive w/int. (HDC-J)ph cps mld
4-20	50.	Release and satisfaction of judgment, filed, as pertaining to deft. James R. Bryant. ph

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